

Kansas Register

Bill Graves, Secretary of State

Vol. 13, No. 37 September 15, 1994 Pages 1385-1416

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Secretary of State

Executive Appointments

Executive appointments made by the Governor, and in some cases by other state officials, are filed with the Secretary of State's office. The following appointments were filed September 1-9:

State Representative, 43rd District

Norma Thorp, 8305 High St., DeSoto 66018. Term expires when a successor is elected and qualifies according to law. Succeeds Judith Macy, resigned.

Abstracters' Board of Examiners

William G. Malone, Fidelity Title Company, Inc., 221 N. Market, Wichita 67202. Term expires June 30, 1997. Succeeds John Bell.

Kansas Arts Commission

Merle Hodges, Vice President, 850 S. Santa Fe, Salina 67401. Term expires June 30, 1995. Succeeds Jill Warford.

Judy Langley, Secretary-Treasurer, 3400 Conestoga Drive, Hutchinson 67502. Term expires June 30, 1995. Succeeds Callie Seaton.

Jill Warford, President, 209 W. Poplar, Independence 67301. Term expires June 30, 1995. Succeeds Callie Seaton.

Companion Animal Advisory Board

C. Renee Harris, 1805 E. 19th, Lawrence 66046. Term expires June 30, 1997. Succeeds Linda Clarke.

Candace M. Kramer, Route 1, Box 221, Paola 66071. Term expires June 30, 1996. Reappointment.

Emergency Medical Services Board

Lorin Kasper, Jr., 1013 S. 4th, Apt. 3, Leavenworth 66048. Term expires May 31, 1997. Succeeds Lillian Urban.

Ombudsman for Corrections

Don D. Stumbaugh, 3117 W. 19th, Lawrence 66047. Serves at the pleasure of the Governor. Succeeds Robert Sewell, resigned.

Real Estate Appraisal Board

Dave E. Matson, Fourth Financial Corporation, P.O. Box 4, Wichita 67201. Term expires June 30, 1997. Succeeds Eugene Barrett.

Unmarked Burial Sites Preservation Board

Michael Finnegan, Kansas State University, 204 Waters Hall, Manhattan 66506. Term expires July 15, 1997. Reappointment.

Wichita State University Board of Trustees

Don Ablah, 251 N. Crestway, Wichita 67208. Term expires June 30, 1997. Reappointment.

Stanley G. Brannan, Brite Voice Systems, Inc., 7309 E. 21st North, Wichita 67206. Term expires June 30, 1997. Reappointment.

Diane A. Gjerstad, 2701 Lulu, Wichita 67216: Term expires June 30, 1997. Succeeds Frank Barton.

Kansas Wildlife and Parks Commission

Dan Brunetti, 114 S. Wright, Frontenac 66762. Term expires July 1, 1998. Succeeds Carl Coonrod.

Bill Graves Secretary of State

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Topeka, KS 66612-1594
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Kansas Register Office: 235-N, State Capitol (913) 296-3489

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled during the period of September 19 through October 2:

September 19 51			Agenda
September 19 31	19-S 10:00 a.m.	Legislative Post Audit Committee	Legislative matters.
September 19 57 September 20 57		Joint Committee on Administrative Rules and Regulations	19th: Review rules and regulations filed by SRS; Bd. of Accountancy; Bank Commissioner; Grain Inspection Dept.; Bd. of Nursing; Real Estate Comm.; Bd. of Dental Examiners; and Dept. of Commerce and Housing. Also, committee discussion on the rules and regulations filing act. 20th: Response of the Dept. of Revenue to the August staff memo on the agency's statutes and rules and regulations. Review of the department's rules and regulations relating to taxation and property valuation.
and the second second second	n tour 8:30 a.m. In tour 8:30 a.m.	Special Committee on Judiciary	20th: Tour of Ellsworth Correction Facility and Hutchinson Correctional Facility Central Unit, Crime Forum. 21st: Observe Kansas Parole Board hearing at Hutchinson Correctional Facility and tour of East Unit.
	14-S 10:00 a.m. 14-S 9:00 a.m.	Legislative Educational Planning Committee	Agenda not available.
September 21 52	26-S 10:00 a.m. 26-S 9:00 a.m.	Special Committee on Open Meetings	Agenda not available.
September 22 1	23-S 10:00 a.m. 23-S 9:00 a.m.	Joint Committee on State Building Construction	Agenda not available:
	19-S 10:00 a.m. 19-S 9:00 a.m.	Health Care Reform Legislative Oversight Committee	Agenda not available.
■ 2.5 (1.5 to 1.7 t	14-S 10:00 a.m. 14-S 9:00 a.m.	Special Committee on Public Health and Welfare	
September 29 5	31-N 10:00 a.m.	Joint Committee on Computers and Telecommunications	a.m.—Review of PVD. p.m.—Review of criminal justice systems. Emil Lutz

Doc. No. 015357

Director of Legislative Administrative Services

Health Care Data Governing Board

Notice of Hearing on Proposed Administrative Regulations

The Health Care Data Governing Board will conduct a public hearing at 1 p.m. Tuesday, October 18, in Room 620, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider new regulation K.A.R. 120-1-1, pertaining to the client assessment, referral and evaluation program (CARE). This regulation, as approved by the Health Care Data Governing Board, institutes the form to be used for data for the CARE program, which is to be used by all persons providing assessment services for persons seeking admission to a nursing facility. This form includes the collection of information needed for the requirements for the federal Preadmission Screening and Annual Resident Review (PASAAR).

The economic impact for those completing the forms should be decreased since the new form is less complicated and takes less time to complete than previous instruments. The Kansas Department of Health and Environment has incurred some fiscal impact in developing the form, but the full impact lies with the Department on Aging, which will implement and collect data from the use of the form. The full economic impact statement from the CARE program will be addressed in new rules and regulations to be promulgated by the Department on Aging.

Copies of the regulation and the economic impact statement may be obtained from the Kansas Department of Health and Environment, Office of Health Care Information, Mills Building, Suite 400A, 109 S.W. 9th, Topeka 66612-2219. Questions pertaining to this proposed rule should be directed to Elizabeth W. Saadi, Ph.D., at (913) 296-8084.

The time period between the publication of this notice and the scheduled hearing constitutes a 30-day public comment period for the purpose of receiving written comments prior to the hearing. All interested parties will be given reasonable opportunity during the hearing to present their views, orally or in writing, concerning the adoption of the regulation. Following the hearing, all comments will be considered in determining whether to make changes to the proposed regulation.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and fiscal impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Dr. Elizabeth Saadi at (913) 296-5639.

> Robert C. Harder Secretary of Health and Environment

Doc. No. 015359

State of Kansas

Department of Revenue Division of Taxation

Public Notice

A review has been conducted of the department's policy based on Attorney General Opinion No. 88-78 regarding the taxability of improvements that are installed in connection with the development of a subdivision. Specifically, are the services rendered to construct water, sewer and streets to be classified as original construction labor services?

Kansas law imposes retailers' sales tax at a rate of 2.5 percent plus any applicable local tax on the service of installing and applying tangible personal property in connection with the original construction of a building or facility or the construction of a highway.

K.S.A. 79-3603(p)(3) defines "facility" in part, as the "... transmission or distribution line ... of any mu-

nicipal or quasi-municipal corporation."

K.S.A. 8-126(s) defines "highway" as every way or place of whatever nature open to the use of the public as a matter of vehicle traffic. The term "highway" shall not include a roadway or driveway upon grounds owned by private owners, colleges, universities or other

K.S.A. 79-3602(o) defines "municipal corporation" as any city incorporated under the laws of Kansas.

K.S.A. 79-3602(p) defines "quasi-municipal corporation" as any county, township, school district, drainage district or any other governmental subdivision in the state of Kansas having authority to receive or hold moneys or funds.

Therefore, the service of installing improvements such as water lines, sanitary sewer lines and storm sewer lines that are installed on real property owned by or dedicated to a municipal or quasi-municipal corporation and in which ownership of improvements vest to a municipal or quasi-municipal corporation are considered original construction.

Labor services rendered to install street lights, sidewalks, fences and utility lines are considered original construction if rendered in connection with the original construction of a building, buildings, facility or facilities.

The service of installing tangible personal property in connection with the construction of a public street is original construction.

This notice supersedes all previous Department of Revenue notices, revenue rulings, private letter rulings

or other advice regarding this matter.

If you have any questions about this notice or other state tax matters, contact the Taxpayer Assistance Bureau, Kansas Department of Revenue, Docking State Office Building, 915 S.W. Harrison, Topeka 66625, (913) 296-0222.

> Brett H. Robinson Director of Taxation

Doc. No. 015350

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University of Kansas

Notice to Bidders

Sealed bids for the item listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 or FAX (913) 864-3454 for additional information.

Monday, September 26, 1994 RFQ 95 0182

Upgrade existing HP 5890A to Series II gas chromatograph

Gene Puckett, C.P.M. Director of Purchasing

Doc. No. 015358

State of Kansas

Behavioral Sciences Regulatory Board

Notice of Hearing on Proposed Administrative Regulations

The Behavioral Sciences Regulatory Board will conduct a public hearing, in conjunction with the board's regularly scheduled meeting, at 8:30 a.m. Monday, November 14, in the board conference room at 712 S. Kansas Ave., Topeka, to consider adopting proposed amendments in existing rules and regulations for registered

marriage and family therapists.

This 30-day notice of the public hearing constitutes a public comment period for purposes of receiving written public comments on the proposed amendments. All interested parties may submit written comments prior to the hearing to the Executive Director, Behavioral Sciences Regulatory Board, 712 S. Kansas Ave., Topeka 66603-3817. All interested parties will be given a reasonable opportunity to present their views orally in the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

A summary of proposed amended regulations follows. The board does not have a less costly or intensive method for achieving the stated purpose of each regulation. There should be minimal or no fiscal impact to

the agency, registrant or general public.

K.A.R. 102-5-1. Definitions. The majority of the proposed changes deal with grammar. The significant changes occurring in (n) and (q) expand the definitions of a dual relationship and undue influence from a professional relationship with a client to include a registrant's supervisee or student.

K.A.R. 102-5-3. Educational requirements. There are no significant amendments proposed in this regulation. This regulation is amended in an attempt to make the educational requirements more understandable.

K.A.R. 102-5-4. Applications for registration with examination. There are no significant amendments proposed in this regulation. This regulation is amended in an attempt to make the registration requirements for

persons who are required to take an examination more understandable.

K.A.R. 102-5-6. Registration without examination (grandparenting provision.) The only amendment occurs in section (e). JCARR requests that the word "decision" be changed to "judgment."

K.A.R. 102-5-7. Professional post-graduate supervised experience requirement. The only amendment occurs in section (a)(1)(B) and changes the wording from "practicing as a marriage and family therapist" to "prac-

ticing marriage and family therapy."

K.A.R. 102-5-12. Unprofessional conduct. The only significant amendment occurs in section (31)(D), which changes the wording from "treat information obtained as confidential" to "preserve anonymity within the terms of informed consent."

Copies of the proposed amended regulations and fiscal impact statements may be obtained from the Behavioral Sciences Regulatory Board at the address above, (913) 296-3240.

> Mary Ann Gabel Executive Director

Doc. No. 015340

State of Kansas

Department of Commerce and Housing

Request for Comments

Public notice is hereby given that according to Title I of the Housing and Community Development Act of 1974, as amended, and in compliance with Section 104(e) of the Act:

(e) Each grantee [i.e. the State of Kansas] shall submit to the Secretary [i.e. of the U.S. Department of Housing and Urban Development], at a time determined by the Secretary, a performance and evaluation report concerning the use of funds made available under Section 106, together with an assessment by the grantee of the relationship of such use to the objectives identified in the grantee's statement under subsection (a) and to the requirements of subsection (b)(3). Such report shall also be made available to the citizens in each grantee's jurisdiction in sufficient time to permit such citizens to comment on each report prior to its submission, and in such manner and at such times as the grantee may determine. The grantee's report shall indicate its programmatic accomplishments, the nature of the reasons for changes in the grantee's program objectives, indications of how the grantee would change its programs as a result of its experiences and an evaluation of the extent to which its funds were used for activities that benefitted low- and moderate-income persons. The report shall include a summary of any comments received by the grantee from citizens in its jurisdiction respecting its program.

Submission of the Performance and Evaluation Report deadline to HUD is September 30.

Written comments on the Performance and Evaluation Report will be received until 5 p.m. Thursday, September 29, in the offices of the Kansas Small Cities CDBG Program, 700 S.W. Harrison, Suite 1300, Topeka 66603-3712. The documents also may be obtained or reviewed at that address.

Bob Knight Secretary of Commerce and Housing

Wildlife and Parks Commission

Notice of Hearing on Proposed **Administrative Regulations**

A public hearing will be conducted by the Wildlife and Parks Commission at 7 p.m. Thursday, October 20, at the Ramada Inn Airport 5805 W. Kellogg, Wichita, to consider the approval and adoption of several department regulations. There will be a public comment period at the beginning of the evening meeting for any issues not on the agenda and additional comment periods will be available during the meeting on agenda items.

A workshop meeting on business of the Wildlife and Parks Commission will begin at 1:30 p.m. October 20 at the location listed above. The public will also be given the opportunity to comment on any nonagenda items at the beginning, and on agenda items during the afternoon meeting. The meeting will recess at 5 p.m., then resume at 7 p.m. at the same location for the regulatory hearing. Old and new business may be discussed at this time. If necessary to complete the hearing or other business matters, the commission will reconvene at 9 a.m. October 21 at the location listed above.

If notified in advance, the department will have an interpreter available for the hard of hearing. To contact the department for this or any other reason, members of the public with a hearing impairment may call the TDD service at 1-800-766-3777. All public meeting areas are accessible to those who are physically disabled.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Request for accommodation should be made at least five working days in advance of the hearing by contacting Brenda Dean at (316) 672-5911.

This 30-day notice period prior to the hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations.

All interested parties may submit written comments prior to the hearing to the chairman of the commission, Kansas Department of Wildlife and Parks, Suite 502, Landon State Office Building, 900 S.W. Jackson, Topeka 66612. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to the adoption of the proposed regulations. During the hearing, all written and oral comments submitted by interested parties will be considered by the commission as a basis for approving, amending and approving, or rejecting the proposed regulations.

The regulations to be heard during the regulatory hearing portion of the meeting are as follows:

K.A.R. 115-8-3. Non-toxic shot; department lands and waters. This permanent regulation is proposed for amendment. The amendment would authorize the possession and use of several non-toxic shot materials for hunting on department lands and waters that have been posted as a "steel shot only" area or as a "non-toxic shot only" area. Currently, steel shot is the only approved material for such possession and use. This regulation

presently includes a statewide requirement for use of steel shot for the hunting of waterfowl and certain other species. That provision is recommended for deletion from this regulation and for inclusion into new regu-

lation K.A.R. 115-18-14. Economic Impact Summary: The materials which

would be authorized for possession and use are not anticipated to cost less than currently approved non-toxic shot materials. No economic impact on hunters is expected; however, a wider choice will be available to hunters, and certain businesses which may choose to carry the expanded list of non-toxic shot material may benefit. No impact is anticipated from the removal of the statewide steel shot requirement, as it would be continued under a different regulation.

K.A.R. 115-18-14. Non-toxic shot; statewide. This is a new permanent regulation which is recommended for adoption. It continues the requirement for possession and use of non-toxic shot for the hunting of waterfowl and certain other species. Steel shot continues as an approved non-toxic shot including steel shot coated with copper, nickel, zinc chromate or zinc chloride. In addition, bismuth-tin shot would be approved for posses-

sion and use.

Economic Impact Summary: The materials which would be authorized for possession and use are not anticipated to cost less than currently approved non-toxic shot materials. No economic impact on hunters is expected; however, a wider choice will be available to hunters, and certain businesses which choose to carry the expanded list of non-toxic shot material may benefit.

> Jim Holderman Chairman

Doc. No. 015348

State of Kansas

State Corporation Commission

Notice of Motor Carrier Hearings

Applications set for hearing are to be heard at 9:30 a.m. October 11 before the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka, unless otherwise noticed. This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 1500 S.W. Arrowhead Road, Topeka 66604-4027, (913) 271-3196 or 271-3146. Anyone needing special accommodations shall give notice to the commission 10 days prior to the scheduled hearing date.

Your attention is invited to Kansas Administrative Regulation 82-1-228, "Rules of Practice and Procedure

Before the Commission."

Applications set for October 11, 1994 Application for Transfer of Certificate of Convenience and Necessity:

Phillip Babcock and) Docket No. 191,069 M
Valerie Babcock, dba	
Babcock Angus	j aran kalendarian ka
Route 1, Box 116	
) MC ID No. 105836

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka, KS 66614 Livestock, hay, grain, feed, feed ingredients, fertilizer, salt, seeds, building and construction materials, fencing materials and machinery (restricted, however, to transport no hazardous materials),

Between all points and places in the state of Kansas.

Renoticed Application for Transfer of Certificate of Convenience and Necessity:

Becker Corporation) Docket No. 34,414 M 131 N. Haverhill Road)
El Dorado, KS 67042-3180) MC ID No. 106971
TO:
DSI transports, Inc.) Docket No. 67,034 M 15600 JF Kennedy Blvd.)
Suite 600) MC ID No. 107029
Houston, TX 77032

Applicant's Attorney: William Barker, 3401 Harrison, Topeka, KS 66611

Commodities in bulk,

Between all points and places in Kansas.

General commodities (except classes A and B explosives, household goods and hazardous materials),

Between all points and places in Kansas.

Application for Certificate of Convenience and Necessity:

Willard Coy Coe, dba) Docket No. 187,055 M Willie's Mobile Home) Sales & Service \(\) (No. 1882) Neosho, MO 64850) MC ID No. 147752

Applicant's Attorney: None

Mobile homes,

Between all points and places in the state of Kansas.

Application for Extension of Certificate of Convenience and Necessity:

George's Car & Truck) Docket No. 91,358 M Repair, Inc.) 1005 E. 37th) MC ID No. 101082 Hays, KS 67601-1905

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka, KS 66614

Wrecked and disabled motor vehicles (restricted, however, not to transport trailers designed to be drawn by passenger automobiles, nor mobile homes, nor buildings in sections traveling on their own or removable undercarriages with equipment other than wrecker vehicles),

Between all points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Howell Farms, Inc.) Docket No. 191,068 M 80210 N.E. 80th) Preston, KS 67569) MC ID No. 150835

Applicant's Attorney: William Barker, 3401 Harrison, Topeka, KS 66611 General commodities (except hazardous materials and household goods,

Between all points and places in the state of Kansas.

Application for Name Change of Certificate of Convenience and Necessity:

Arthur L. Martin and Timothy J. Martin Mel's Motor Company 111 Edgerton MC ID No. 127340
Oakley, KS 67748-1621
TO:
Arthur L., Timothy J. and Lillian A. Martin, dba
Mel's Motor Company
211 Edgerton
Oakley, KS 67748-1621
Applicant's Attorney: None

Wrecked, disabled, repossessed and replacement motor vehicles and trailers,

Between all points and places in Logan, Gove, Sheridan and Thomas counties, Kansas.

Also,

Between all points and places in the above described territory, on the one hand, and all points and places in the state of Kansas, on the other.

Application for Certificate of Convenience and Necessity:

Meiar Trucking, Inc.) Docket No. 191,070 M 233 S. 10th) WaKeeney, KS 67672) MC ID No. 150837

Applicant's Attorney: Clyde Christey, Southwest Plaza Building, Suite 124, 3601 W. 29th, Topeka KS 66614

General commodities (except household goods, hazardous commodities and commodities requiring temperature control),

Between all points and places in the state of Kansas.

Don Carlile Administrator Transportation Division

Kansas Technology Enterprise Corporation

Notice of Meeting

The Kansas Technology Enterprise Corporation Board of Directors will meet at 10 a.m. Friday, September 23, at the National Institute for Aviation Research, Wichita State University, 1845 Fairmount, Wichita.

Richard A. Bendis Acting President

Doc. No. 015349

State of Kansas

Law Enforcement Training Commission

Notice of Meeting

The Kansas Law Enforcement Training Commission will meet at 10 a.m. Friday, September 23, at the Kansas Law Enforcement Training Center, located 12 miles southeast of Hutchinson south of K-96 at the Hutchinson Air Base Industrial Tract (HABIT), the former Naval Air Station, or one mile west and one mile south of Yoder. The meeting is open to the public.

Robert Senecal Executive Director

Doc. No. 015342

State of Kansas

Department of Health and Environment

Notice of Meeting

The Department of Health and Environment will meet at 9 a.m. Tuesday, September 27, at the Kansas Historical Society Auditorium, 120 W. 10th, Topeka. The meeting is open to the public. Telephone hook-ups are provided at the KDHE district offices located in Chanute, Wichita, Dodge City, Hays, Salina, and Lawrence; and the Pittsburg Office of Surface Mining. Any individual with a disability may request accommodation in order to participate in the meeting. Requests for accommodation should be made at least five working days in advance of the meeting by contacting Mary Ann Cummings at (913) 296-0461. The agenda includes:

- Secretary's announcements.
- Report from Division of Health.
- Report from Division of Environment.
- Department budget review.
- Department rules and regulations:
 Public hearing and adoption of Right to Know regulations—

Amended-K.A.R. 28-65-2; 28-65-3; 28-65-4.

Robert C. Harder Secretary of Health and Environment

Doc. No. 015364

State of Kansas

Social and Rehabilitation Services

Notice of Long Term Care Action Committee Meeting

The Long Term Care Action Committee will meet from 2 to 4 p.m. Friday, October 7, in Room 481-West, Docking State Office Building, 915 S.W. Harrison, Topeka. The public is invited to attend. For additional information, contact Margaret Ortiz at (913) 296-2592.

> Donna L. Whiteman Secretary of Social and Rehabilitation Services

Doc. No. 015347

State of Kansas

University of Kansas Medical Center

Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated, and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

Wednesday, September 28, 1994

725075

Medical record file folders

Thursday, September 29, 1994

Large capacity bed system 725081

Infant incubator

Barbara Lockhart Purchasing Director

Doc. No. 015338

State of Kansas

Office of the State Treasurer

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1993 Supp. 75-4210. These rates and their uses are defined in K.S.A. 75-4201(1), 12-1675(b)(c)(d) and 75-4209(a)(1)(B), as amended.

Effective 9-19-94 through 9-25-94

Term	Rate
0-90 days	4.74%
3 months	5.01%
6 months	5.17%
9 months	5.46%
12 months	5.68%
18 months	6.05%
24 months	6,31%
36 months	6.61%
48 months	6.90%

Sally Thompson State Treasurer

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

Public Notice No. KS-AG-94-86

Name and Address of Applicant	Legal Description	Receiving Water
Cletus Haverkamp	S/2, Sec. 28,	Missouri River
Route 3	T3S, R13E,	Basin
Seneca, KS 66538	Nemaha County	

Kansas Permit No. A-MONM-M012

The dairy has capacity for approximately 200 dairy cattle and a contributing drainage area of approximately 4.6 acres. This is a new facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided in excess of 3.4 acre-feet.

Compliance Schedule: None, existing controls adequate.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, or Dorothy Geisler (agricultural permits), Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments postmarked or received on or before October 14 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-94-86) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon re-

quest at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Robert C. Harder Secretary of Health and Environment

Doc. No. 015363

State of Kansas

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment, Division of Environment, Bureau of Air and Radiation, will conduct public hearings to consider the adoption, on a permanent basis, of proposed changes to existing air quality regulations and of proposed new air quality regulations.

The times and locations of the public hearings are as

follows:

Monday, October 17, 1 p.m. Wichita City Commission Chamber City Hall, first floor, south end 455 N. Main, Wichita

Tuesday, October 18, 1 p.m. Kansas Museum of History 6425 S.W. 6th, Topeka

The regulations proposed to be amended are K.A.R. 28-19-7, 28-19-8, 28-19-14, and 28-19-202. The regulation proposed to be revoked is K.A.R. 28-19-14a. The new regulations proposed to be adopted are: K.A.R. 28-19-204, 28-19-212, 28-19-275, 28-19-300, 28-19-301, 28-19-302, 28-19-303, 28-19-304, 28-19-400, 28-19-401, 28-19-402, 28-19-403, 28-19-404, 28-19-500, 28-19-501, 28-19-502, 28-19-510, 28-19-511, 28-19-512, 28-19-513, 28-19-514, 28-19-515, 28-19-516, 28-19-517, 28-19-518, 28-19-540, 28-19-541, 28-19-542, 28-19-543, 28-19-544, 28-19-545, 28-19-546, 28-19-560, 28-19-561, 28-19-562, 28-19-563, 28-19-575, 29-19-576, 28-19-577, 28-19-578, 28-19-720, 28-19-735, 28-19-750, 28-19-751, 28-19-752 and 28-19-753.

Revisions to the Kansas air quality regulations are being proposed in order to comply with the federal Clean Air Act (42 USC §7401 et seq.) as authorized by the Kansas Air Quality Act (K.S.A. 65-3001 et seq.). The proposed new regulations and the amendments to existing regulations will 1) create the operating permit program required by the federal Clean Air Act Amendments of 1990; 2) increase emission fees imposed on air pollution sources; 3) revise the construction permit program in order to make it consistent with the new operating permit program; 4) adopt federal standards for new source performance, national emission standards for hazardous air pollutants, and maximum achievable control technology for hazardous air pollutants; and 5) make other changes in the state air program as needed to create consistency and correct deficiencies.

Amendments to K.A.R. 28-19-7. Definitions. Proposed revisions to this regulation are for the purpose of

(continued)

adding and revising terms related to the construction and operating permit programs.

Amendments to K.A.R. 28-19-202. Annual emissions fee. The annual fee assessed on the emission of air pollutants is proposed to be raised by \$2 per ton and changes are proposed to the section 313 fee offset provisions. The per ton fee increase is required because of a shortfall in emission fee revenues received for 1993 emissions, which was the first year this regulation was in effect. This change is expected to result in the payment by the regulated community of approximately \$410,000 in additional fees for 1994 emissions. There will be no significant economic impact upon the general public as a result of this increase.

New regulations K.A.R. 28-19-204, 28-19-212, 28-19-275. These regulations establish requirements for public participation in the issuance of a construction or operating permit, establish approved test methods and emission compliance determination procedures, and adopt federal provisions regarding acid rain deposition. The implementation of the federal acid rain provisions will have a significant economic impact on affected sources, which consist largely of electricity-generating utilities; however, no additional impact will result from the adoption of K.A.R. 28-19-275. No other economic impact is anticipated.

Amendments to K.A.R. 28-19-8; K.A.R. 28-19-14; revocation of K.A.R. 28-19-14a; new regulations K.A.R. 28-19-300 through 28-19-304. These changes revise the Kansas construction permit program. No direct economic impact to the regulated community, government agencies, or the general public is anticipated.

New regulations K.A.R. 28-19-400 through 28-19-404. These regulations establish procedures and conditions for general construction and operating permits, which may cover numerous similar sources. Since the use of general permit procedures is at the option of the source, no economic impact to the regulated community, government agencies, or the general public is anticipated.

New regulations K.A.R. 28-19-500 through 28-19-502; 28-19-510 through 28-19-518; 28-19-540 through K.A.R. 28-19-546; and 28-19-560 through 28-19-563. These regulations establish the detailed requirements for obtaining a class I or class II operating permit. The primary economic impacts of this series of regulations upon the regulated community will be associated with operating permit applications, which will require the compilation of detailed technical information and payment of application fees. Approximately 400 Kansas sources are expected to be required to obtain a class I permit. Federal estimates are that the costs of obtaining a class I permit for major sources nationwide will average approximately \$11,000 per source. The class II application costs for the total regulated community statewide are expected to be approximately \$60,000. These costs represent a one-time fee for initial applications for approximately 300 sources. There will be lower permit application costs for modifications and for applications to operate under a general permit or permit-by-rule. The costs to the state and local agencies that will implement this permit program will be covered by the emission fee revenues generated under K.A.R. 28-19-202.

New regulations K.A.R. 28-19-575 through 28-19-578. These regulations establish the procedures for obtaining and modifying a class III operating permit. No significant economic impact on the regulated community is anticipated because all significant requirements already exist in current regulations. There will be no economic impact upon government agencies or the general public.

New regulations K.A.R. 28-19-720, 28-19-735, and 28-19-750 through 28-19-753. K.A.R. 28-19-720 adopts federal new source performance standards by reference. K.A.R. 28-19-735 adopts national emission standards for hazardous air pollutants (NESHAPS) by reference. K.A.R. 28-19-750 adopts federal standards for hazardous air pollutants by reference. K.A.R. 28-19-751 through 28-19-752 establish procedures for compliance with hazardous air pollution emission limitations upon modification, construction or reconstruction of major sources of hazardous air pollutants. K.A.R. 28-19-753 establishes procedures that will be implemented to establish emission standards for certain emission source categories if the EPA fails to promulgate a standard. Because these regulations adopt requirements that are already imposed under federal law, no new economic impacts upon the regulated community of the general public are anticipated. There will be an economic impact upon KDHE, which will administer these requirements.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulatory action. All interested parties may submit written comments prior to the hearing to Chuck Layman, Bureau of Air and Radiation, Building 740, Forbes Field, Topeka 66620. All interested parties will be given a reasonable opportunity to present their views orally on the proposed regulatory action during the hearings. In order to give all parties an opportunity to present their views, it may be necessary to require each participant to limit any oral presentation to five minutes.

Copies of the regulations and the economic impact statement may be obtained by contacting Rob Bradford, Kansas Department of Health and Environment, Bureau of Air and Radiation, (913) 296-1587, or by contacting the South Central District Office, 130 S. Market, Wichita, (316) 337-6020. Questions pertaining to these proposed regulatory changes should be directed to Chuck Layman, (913) 296-1579, or Eileen Hiney, (913) 296-1581.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Rob Bradford at (913) 296-1587.

Robert C. Harder Secretary of Health and Environment

Department of Health and Environment

Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 11 a.m. Monday, October 17, in Room 651-S, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider new regulations K.A.R. 28-67-1 through K.A.R. 28-67-12, pertaining to the health care database. These regulations, as approved by the Health Care Data Governing Board, address the collection/submission, release and rerelease, access, confidentiality, fees charged, record and system security, eligible contractors and data validation of the health care database authorized by K.S.A. 65-6801 to 65-6808.

The fiscal impact for establishing the database and implementing these rules and regulations are estimations based on information provided by organizations that collect health care data. The database is still in its development stages and the full economic impact to the state as well as private organizations may not be realized. However, current estimations of the cost of health care database development range from \$1,433,525 to \$1,838,525.

Copies of the regulations and the economic impact statement may be obtained from the Kansas Department of Health and Environment, Office of Health Care Information, Mills Building, Suite 400A, 109 S.W. 9th, Topeka 66612-2219. Questions pertaining to these proposed rules or details of the economic impact statement should be directed to Elizabeth W. Saadi, Ph.D., at (913) 296-8084.

The time period between the publication of this notice and the scheduled hearing constitutes a 30-day public comment period for the purpose of receiving written comments prior to the hearing. All interested parties will be given reasonable opportunity during the hearing to present their views, orally or in writing, concerning the adoption of the regulations. Following the hearing, all comments will be considered in determining whether to make changes to the proposed regulations.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and fiscal impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Sandy McAdam at (913) 296-6917.

Robert C. Harder Secretary of Health and Environment

Doc. No. 015361

(Published in the Kansas Register, September 15, 1994.)

Summary Notice of Bond Sale Clay County, Kansas \$2,365,000* General Obligation Hospital Refunding Bonds Series 1994-A and \$1,575,000 General Obligation Bonds Series 1994-B

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated September 6, 1994, sealed bids will be received by the clerk of Clay County, Kansas (the issuer), on behalf of the governing body at the Clay County Courthouse, P.O. Box 98, Clay Center, KS 67432, until 11 a.m. C.D.T. on September 26, 1994, for the purchase of \$2,365,000* principal amount of General Obligation Hospital Refunding Bonds, Series 1994-A, and \$1,575,000 principal amount of General Obligation Bonds, Series 1994-B (jointly, the bonds). Bids must be submitted for not less than all of each series of bonds. No bid of less than the entire par value of each series of bonds, except a discount of not greater than 1.25 percent of the par value of each series of bonds, and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated October 1, 1994, and will become due on October 1 in the years as follows:

Series 1994-A

Year	Principal* Amount
1995	\$ 90,000
1996	95,000
1997	100,000
1998	105,000
1999	110,000
2000	115,000
2001	120,000
2002	125,000
2003	135,000
2004	140,000
2005	150,000
2006	155,000
2007	165,000
2008	175,000
2009	185,000
2010	195,000
2011	205,000

^{*}Principal amount subject to change.

Series 1994-B

		Principal
Year		Amount
1997	1	\$ 45,000
1998		45,000

(continued)

1999	50,000
2000	55,000
2001	55,000
2002	60,000
2003	65,000
2004	70,000
2005	75,000
2006	80,000
2007	85,000
2008	90,000
2009	95,000
2010	100,000
2011	105,000
2012	115,000
2013	120,000
2014	130,000
2015	135,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semi-annually on April 1 and October 1 in each year, beginning on April 1, 1995 for the Series A Bonds, and on April 1, 1996 for the Series B Bonds.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of 2 percent of the principal amount of each series of bonds.

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on October 13, 1994, at such bank of trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1994 is \$48,755,304. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$4,120,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk or from Gilmore & Bell, P.C., bond counsel, 100 N. Main, Suite 800, Wichita, Kansas, (316) 267-2091.

Dated September 6, 1994.

Clay County, Kansas

Doc. No. 015352

(Published in the Kansas Register, September 15, 1994.)

Statutory Notice of Bond Sale City of Merriam, Kansas \$410,000

21st Century Capital Appreciation Minibonds Series 1994

(General obligations payable from unlimited ad valorem taxes)

Sale

Applications will be received by the finance officer of the city of Merriam, Kansas, at the Merriam City Hall, 9000 W. 62nd Terrace, Merriam, KS 66202, beginning at 8 a.m. C.D.T. on Monday, September 26, 1994, and ending at 4:30 p.m. C.D.T. on Friday, October 14, 1994, or earlier if the total issue is purchased prior to said date, for the purchase of the city's \$410,000 principal amount of 21st Century Capital Appreciation Minibonds, Series 1994. The total purchase for or by a registered owner cannot exceed five minibonds (\$5,000) during the first 10 business days of the sale.

Minibond Details

The minibonds will consist of fully registered certified bonds in the denomination of \$1,000 each, will be dated October 15, 1994, and will be issued in the principal amount of \$410,000. The minibonds are non-current interest bearing bonds. Interest on the minibonds will be compounded semiannually from October 15, 1994, payable at maturity. The minibonds will mature and bear interest as follows:

Maturity Schedule

Maturity October 15	Principal Amount	and the second	Interest Rate
1998 1999	\$210,000 \$200,000		5.66% 5.86%

Delivery and Payment

All applications must be accompanied by a certified check, cashier's check or money order payable to Merriam, Kansas, for the total amount of the purchase. The minibonds will be delivered to the successful purchasers properly prepared, executed and registered without cost to the purchasers within 31 days of completion of the sale, but no later than November 14, 1994.

Costs

The city will pay the cost of printing the minibonds and the expense of all legal services, including the opinion of Burke, Williams, Sorensen & Gaar, bond counsel, approving the legality of the minibonds and the exclusion of the interest thereon (with specified minor exceptions) from federal and Kansas gross income taxes.

Assessed Valuation and Indebtedness

For the computation of the debt limitation relating to the minibonds, the assessed valuation of the taxable tangible property within the city as of November 1, 1993, is \$96,715,147. The total general obligation indebtedness of the city as of the date of the minibonds, including the minibonds, is \$10,865,000.

Additional Information

A complete notice of bond sale and official statement approved by the city will be mailed to all interested parties. Additional information regarding the minibonds may be obtained from the Merriam Minibond Hotline at (913) 722-3330, 8 a.m. to 4:30 p.m. Monday through Friday, except city holidays.

City of Merriam, Kansas By: J. Eric Wade City Administrator Merriam, KS 66202 (913) 722-3330

Doc. No. 015356

(Published in the Kansas Register, September 15, 1994.)

Summary/Notice of Bond Sale City of Park City, Kansas \$131,000

General Obligation Bonds, Series 1994-1

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated September 13, 1994, sealed bids will be received by the clerk of the city of Park City, Kansas (the issuer), on behalf of the governing body at City Hall, 6110 N. Hydraulic, Park City, KS 67219, until noon C.D.T. on September 27, 1994, for the purchase of \$131,000 principal amount of General Obligation Bonds, Series 1994-1. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$6,000. The bonds will be dated October 1, 1994, and will become due on September 1 in the years as follows:

	- T - 1 - 1 - 1 - 1 - 1
1995 \$11,	000
1996	000
1997	000
1998	000
1999 15,	000
2000 15,	000
2001 15,	000
	000
	000
	000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semi-annually on March 1 and September 1 in each year, beginning on March 1, 1995.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States

of America in the amount of \$2,620 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before October 18, 1994, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1994 is \$16,590,004. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$1,851,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 744-2026, or from the financial advisor, Riedl and Company, 345 N. Riverview, #715, Wichita, Kansas, Attention: Theron L. Froggate, (316) 265-9341.

Dated September 13, 1994.

City of Park City, Kansas

Doc. No. 015351

(Published in the Kansas Register, September 15, 1994.)

Statutory Notice of Bond Sale City of Merriam, Kansas \$8,340,000 Internal Improvement Bonds Series 1994A

(General obligations payable from unlimited ad valorem taxes)

Sealed Bids

Sealed bids will be received by the finance officer of the city of Merriam, Kansas, at the City Hall, 9000 W. 62nd Terrace, Merriam, KS 66202, until 11 a.m. C.D.T. on Monday, September 26, 1994, for the purchase of the city's \$8,340,000 principal amount of Internal Improvement Bonds, Series 1994A. All bids will be publicly opened and read at said time and place and will be acted upon by the governing body at 7 p.m. C.D.T. the same day. No oral or auction bids will be considered. No bid of less than the par value of the bonds and accrued interest thereon to the date of delivery of the bonds will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, will be dated September 1, 1994, will be issued in the

principal amount of \$8,340,000, and will become due serially on December 1 in each of the years as follows:

Maturity Schedule

Maturity December	1			 	Principal Amount
1995			4	1 / 1	\$ 650,000
1996			1.7		750,000
1997		Janes La			790,000
1998	5.0	Contracting	100	4	620,000
1999	3.5				680,000
2000		As the			930,000
2001	J. 1				920,000
2002			5.77		1,000,000
2003	er Lee Li		告於	4	1,000,000
2004	A 1500		1.1		1,000,000

The bonds will bear interest from their date at rates to be determined when the bonds are sold as herein provided, which interest will be payable semiannually on June 1 and December 1 in each year, commencing June 1, 1995.

Delivery and Payment

The bonds will be delivered to the successful bidder properly prepared, executed and registered without cost to the bidder within approximately 45 days after the date of their sale at such bank or trust company in the continental United States of America as may be specified by the successful bidder and which is acceptable to the city.

Good Faith Deposit

A good faith deposit in the form of a certified or cashier's check in the amount of \$166,800 must accompany each bid for the bonds.

Costs

The city will pay the cost of printing the bonds and the expense of all legal services, including the opinion of Burke, Williams, Sorensen & Gaar, bond counsel, approving the legality of the bonds and the exclusion of the interest thereon (with specified minor exceptions) from federal and Kansas gross income taxes.

Assessed Valuation and Indebtedness

For the computation of the debt limitation relating to the bonds, the assessed valuation of the taxable tangible property within the city as of November 1, 1993, is \$96,715,147. The total general obligation bonded indebtedness, including temporary notes being retired with the proceeds of the bonds, of the city as of the date of the bonds, including the bonds, is \$13,192,500.

-Additional Information

A complete notice of bond sale, preliminary official statement and bid forms approved by the city will be mailed to all interested parties. Additional information regarding the bonds may be obtained from the finance officer at (913) 722-3330, or from Burke, Williams, Sorensen & Gaar, bond counsel, at (913) 339-6200.

City of Merriam, Kansas By: J. Eric Wade City Administrator Merriam City Hall 9000 W. 62nd Terrace Merriam, KS 66202 (913) 722-3330

Doc. No. 015355

State of Kansas

Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for items hereinafter listed will be received by the Director of Purchases, Room 102, Landon State Office Building, 900 S.W. Jackson, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, September 26, 1994

30696

Department of Transportation—Drum and electrostatic plotter supplies

30701

Kansas Industries for the Blind—Laser cartridges

Kansas State University—Microform reader/printers 99942

Department of Transportation—Pavement repair, Salina

99959

Adjutant General's Department—Furnish and install electrical upgrade, Salina

Tuesday, September 27, 1994

30673

Statewide—Single line telephones and equipment 30691

Kansas State University—October (1994) meat products

30702

Statewide—Windsor spare parts

30703

Norton Correctional Facility—Cleaning chemicals and supplies

99342 Rebid

Adjutant General's Department—Computer network system

99925

Kansas State University-Voltage clamp

99926

Department of Commerce and Housing—Travel guide and outdoor recreation booklet

99930

Youth Center at Topeka—Furnish and install pot, pan and utensil machine

99947

Department of Transportation—DuPont and Ilford photographic supplies

99960

Adjutant General's Department—All labor and materials to renovate water line

99961

Adjutant General's Department—All labor and materials to repair overhead doors, Fort Riley

99962

Adjutant General's Department—All labor and materials to remodel maintenance bays, Hays

99963

Adjutant General's Department—Furnish and install hot water boiler

99964

Adjutant General's Department—Construct access aprons OMS #5, Sabetha

Wednesday, September 28, 1994

Department of Wildlife and Parks—Campground building, Glen Elder State Park

30699

Various state agencies—China

30700

Various state agencies—Plastic dinnerware, non-disposable

99933

Department of Transportation—Aggregate, Riley

99934

Department of Revenue—Window envelopes

99935

University of Kansas—Paper, printing and binding: Confederacy's Last Hurrah

Thursday, September 29, 1994

30688

University of Kansas Medical Center— Electrosurgical equipment

30697

Statewide—November (1994) meat products

30705

Department of Administration, Division of Facilities Management—Natural gas services

99943

Parsons State Hospital—Unit-dose medication packaging system

Friday, September 30, 1994 99952

Fort Hays State University—Furnish and install modems

99954

Kansas State University—Two-wheel walk behind tractor

99955

Kansas State University—Air compressors

99958

Department of Transportation—Light fixtures, Salina

99965

Kansas Soldiers' Home—Install generator

99966

Osawatomie State Hospital—Insulated food serving system

99967

Department of Social and Rehabilitation Services— Furnish and install kitchen equipment, Fort Leavenworth

99968

University of Kansas Medical Center—Surgical instruments

Monday, November 7, 1994

30695

Department of Corrections, Larned Correctional Mental Health Facility—Property insurance

Request for Proposals

Monday, September 26, 1994 30694

Comparative investment performance review of the Kansas Municipal Investment Pool for the Kansas State Treasurer's Office

> Jack R. Shipman Director of Purchases

Doc. No. 015360

State of Kansas

State Banking Department

Permanent Administrative Regulations

Article 22.—APPLICATION FEES

17-22-1. Application fees. (a) At the time of filing of any application described below, the applicant shall remit to the office of the state bank commissioner the following non-refundable fee:

(1)	Bank or trust company charter	4500	11/4
	New branch (bank or trust)	2000	
(3)	Existing branch relocation	1500	
	Main office relocation	1500	
(5)	Merger, consolidation, or transfer of	Switch (1997)	Salation.
```	assets and liabilities	2500	
(6)	Change of control	2500	
	Interstate bank acquisition	5000	
. (8)	Conversion to state charter	2000	
	Bank service corporation	2000	1.4
(10)	Fiduciary powers	2000	· * - ,
	Money order license	100/	. 12, 1
		\$10 per	agent
(12)	Change of name	250	
(13)	Revenue bond pledgibility	500	'
	Letter of good standing	50	100
(15)	Trust Service Office	2000	
(16)	Contracting trustee agreement	1000	4.
	Appeals pursuant to K.S.A. 9-2108(i), K.S.A.		18
	9-2107(1), or Sec. 4(j) of 1994 substitute for	da jira	
1.	Senate Bill No. 540	1000	1. 1.
:	tion that are the second of th	and the same	. 14

(b) Any additional cost associated with any examination or investigation shall be paid by the applicant if the state bank commissioner determines that an on-site examination of the financial institutions or trust companies which are parties to the application is necessary. (Authorized by K.S.A. 9-1713; implementing K.S.A. 9-1803; K.S.A. 9-1111b, K.S.A. 9-1111, K.S.A. 9-1804, K.S.A. 9-1724, K.S.A. 9-1722, K.S.A. 9-532, K.S.A. 9-808, K.S.A. 9-1127e, K.S.A. 9-1601, K.S.A. 9-509, K.S.A. 9-812, K.S.A. 9-1402, K.S.A. 9-1115, K.S.A. 9-2107, and 1994 Substitute for Senate Bill No. 540; effective Oct. 19, 1992; amended Aug. 16, 1993; amended Oct. 31, 1994.)

Frank D. Dunnick State Bank Commissioner

### Grain Inspection Department

### Temporary Administrative Regulations

#### Article 4.—FEES AND CHARGES

25-4-1. Fees. (a) Definitions.

(1) "Regular hours" means 7:00 a.m. to 4:30 p.m., Monday through Friday. Regular hours for samplers may be adjusted to the elevator's hours of operation, but shall not exceed eight hours per day.

(2) "Overtime" means work performed during any hours other than the regular hours defined in paragraph

(1) of this subsection.

(3) "Travel time" means time spent in roundtrip travel from portal to portal. If an employee performs inspections at several locations on one trip, travel time may be prorated.

(4) "Holidays" means:

(A) New Year's Day;

(B) Memorial Day;

(C) the Fourth of July;

(D) Labor Day;

(E) Veteran's Day:

(F) Thanksgiving Day; and

(G) Christmas Day.

(5) "Call in" and "call back" means any work performed when the employee is called back to work after a regular work schedule.

(b) (1) This revised schedule shall supersede all other

schedules issued by this agency.

(2) Official inspection shall include grading and sampling, except where indicated in this schedule.

(3) Federal Grain Inspection Service (FGIS) user fees

shall not be included in this schedule.

(4) The following fees shall be charged for the services rendered by this department under the United States grain standards act, as amended.

Carlot	\$14.00/per inspection
The same of the sa	or reinspection
Extra sample secured at time of	
original	5.50/per request
New sample only	7.00/per request
Truck or trailer	8.00/per inspection
	or reinspection
Extra sample secured at time of	or roundproduct.
original	4.50/per request
Articulate carlot, per inspection, per 1,000	4.50/per request
bushel or fraction	2 504
Extra sample or new sample	2.50/per request
Pin increation	12.00
Bin inspection	7.00/per bin, plus samp-
	ler regular hourly rate
Submitted sample inspection	6.00/per sample
Dry Hard & Vitreous (DHV) Count	3.50
Warehouseman sample-lot inspection,	
carlot	10.00/per sample
Warehouse sample-lot inspection, truck	
lot	7.00/per sample
Chemical test (bleaching)	1.00/per sample
Aflatoxin test (quick test)	
Aflatoxin test (quantitative test)	20.25/per request
Aflatoxin kit.	20.25/per request
	8.00
Diverter-type (D/T) sample at points	10.00/plus sampler
outside inspection point	regular hourly rate,
switching limits	travel hourly rate
	and mileage
Barge inspection or reinspection	2.50/per 1,000 bushels
	or fraction thereof

All reinspection of above carriers based on	
file sample	7.00
Initial checktest, approval of country point	50.00/per D/T sampler
diverter-type (D/T) samplers, and train	plus regular hourly
elevator sampler	rate, travel time
	rate and mileage
Diverter-type (D/T) review checktest visits	regular hourly rate
at country points	plus mileage
Checktesting diverter-type (D/T) samplers	regular hourly rate
at inspection points	(1 hour minimum charge)
Protein, grains other than wheat	3.75
Oil, grains other than wheat, NIR	3.73
method	9.75
Oil, grains other than wheat, NMR	<b>3.75</b>
method	<b>5.7</b> 5
Oil, grains other than wheat, NMR method,	
in combination with a grade	<b>3.7</b> 5
Wheat Protein, initial or reinspection	3.75
Factor-only determination, one factor	3.50
Factor-only determination, 2 or more	化二次扩展电子 化二十二烷烷烷
factors, per factor (not to exceed	
full grade fee)	2.50
Approved statements requested in addition	강이 얼마나 나는 사는 경기를 하다.
to grade requirements	2.50
Special Services—Waxy Corn	8.00/per sample
Additional certificate	1.50
Stowage examination, carlot	3.00/per request
Stowage examination, barge	6.00/per request
Stowage examination, articulate carlot	6.00/per request
Report grades by telephone	call collect
Report grades by facsimile	
	free
(a) The following face shall be ab-	المراز فالمراز والمرازي والمراز

(c) The following fees shall be charged for the services rendered by this department under the United States agricultural marketing act of 1946, as amended.

Inspection (official warehouse lot)	16.00/per certificate
Inspection (official car sample)	16.00/per certificate
Inspection (official truck sample)	11.00/per certificate
Inspection (submitted sample)	8.00/per certificate
Inspection sampling fee,	
checkweighing, or checkloading	15.00/per hour

(d) The following miscellaneous fees shall be charged for services provided to the grain industry under the

U.S. grain standards act, as amended.

(1) The regular hourly rate shall be \$15.00. The number of regular hours shall be calculated in 1/4-hour increments.

(2) The overtime hourly rate shall be \$15.00 per hour. The number of overtime hours shall be calculated in 1/4-hour increments.

(A) For those inspections for which the fee is based on a per unit charge, the overtime hourly rate shall be

applied in addition to that per unit fee.

(B) For those inspections for which fees are based on an hourly rate, the overtime hourly rate shall not be applied in addition to the regular hourly rate.

(3) The holiday hourly rate shall be \$20.00 per hour. The number of holiday hours shall be calculated in 1/4hour increments.

(A) For those inspections for which fees are based on a per unit charge, the holiday hourly rate shall be applied in addition to that per unit fee.

(B) For inspections for which fees are based on an hourly rate, the holiday rate shall not be applied in ad-

dition to the regular hourly rate.

(4) If an employee is called in or called back, a minimum of two hours at the overtime hourly rate shall be charged.

(5) The travel time rate shall be \$15.00 per hour.

(6) Mileage expenses shall be charged at the rate per mile determined by the secretary of administration, pursuant to K.S.A. 75-4607 and amendments thereto. If any employee performs inspections at several locations on one trip, the mileage expenses may be prorated.

(e) The following fees shall be charged for the services rendered by this department which are not under the U.S. grain standards act as amended, or the U.S. agricultural marketing act of 1946, as amended.

#### Weights

Carlot or direct transfer, per class I weight, 100% supervision (minimum of 2 cars weighed per hour or hourly charges	
apply on top of weighing charge)	6.00/per certificate
Carlot or direct transfer per class I weight,	
25% supervision	4.00/per certificate
Barges, in or out	2.25/per 1,000 bushels
	or fraction thereof
Truck or trailer	6.00
House transfers	1.50/per 1,000 bushels or fraction thereof
Weigh-up, annual	1.00/per 1,000 bushels
	or fraction thereof
In-weighing, sacked cars	regular hourly rate regular hourly rate
weight each sack	regular hourly rate'

#### Miscellaneous Services

DHV count	3.50
Charge for weigher, by special a	arrange-
ment, per weigher	15.00/per hour

(Authorized by and implementing K.S.A. 34-103a, as amended by 1994 Senate Bill 729; effective Jan. 1, 1966; amended Jan. 1, 1967; amended, E-68-7, Feb. 20, 1968; amended Jan. 1, 1969; amended, E-69-7, May 28, 1969; amended Jan. 1, 1970; amended, E-71-26, June 18, 1971; amended Jan. 1, 1972; amended, E-72-8, Feb. 26, 1972; amended Jan. 1, 1973; amended, E-74-27, June 26, 1974; amended, E-74-61, Sept. 30, 1974; amended May 1, 1975; amended, E-78-10, March 24, 1977; modified, L. 1978, ch. 448, May 1, 1978; modified, L. 1980, ch. 345, May 1, 1980; amended May 1, 1981; amended May 1, 1982; amended, T-83-20, July 21, 1982; amended May 1, 1983; amended May 1, 1984; amended May 1, 1985; amended May 1, 1986; amended May 1, 1987; amended, T-88-16, July 26, 1987; amended May 1, 1988; amended, T-25-6-13-88, June 13, 1988; amended Sept. 26, 1988; amended Oct. 16, 1989; amended Oct. 22, 1990; amended May 13, 1991; amended, T-25-10-23-92, Oct. 23, 1992; amended Dec. 7, 1992; amended, T-25-8-25-94, Aug. 25, 1994.)

> Lee Hamm Director

Doc. No. 015343

State of Kansas

### The Kansas Lottery

# Temporary Administrative Regulations

#### **Article 2.—LOTTERY RETAILERS**

- **111-2-20.** (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-2-5-92, Jan. 31, 1992; revoked, T-111-8-5-94, July 15, 1994.)
- **111-2-21.** (Authorized by K.S.A. 1991 Supp. 74-8710; implementing K.S.A. 1991 Supp. 74-8708 and 74-8710; effective, T-111-9-1-92, Aug. 28, 1992; revoked, T-111-8-5-94, July 15, 1994.)
- **111-2-22.** (Authorized by K.S.A. 1991 Supp. 74-8710; effective, T-111-12-15-92, Dec. 13, 1992; revoked, T-111-8-5-94, July 15, 1994.)
- **111-2-23.** (Authorized by and implementing K.S.A. 1992 Supp. 74-8710; effective, T-111-1-20-93, Jan. 15, 1993; revoked, T-111-8-5-94, July 15, 1994.)
- **111-2-24.** (Authorized by and implementing K.S.A. 74-8710; effective, T-111-3-26-93, March 19, 1993; amended, T-111-5-28-93, May 21, 1993; revoked, T-111-8-5-94, July 15, 1994.)
- **111-2-25.** (Authorized by and implementing K.S.A. 74-8710; effective, T-111-4-20-93, April 16, 1993; revoked, T-111-8-5-94, July 15, 1994.)
- **111-2-26.** (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and 74-8708; effective, T-111-7-9-93; June 25, 1993; revoked, T-111-8-5-94, July 15, 1994.)
- 111-2-30. Retailer bonus; powerball and cash lotto. (a) On all Powerball and Cash Lotto drawings occurring on or after July 2, 1994, in which the prize is the "jackpot prize" offered in the game it represents, the Kansas lottery on-line ticket retailer(s) selling the ticket(s) shall receive or share equally in a bonus if there are multiple winners of \$10,000 for Powerball and \$1,000 for Cash Lotto. The bonus shall be in addition to compensation specified in K.A.R. 111-2-4.
- (b) A "jackpot prize" is the highest prize awarded for correctly matching all the numbers reflected in the prize structure of the Powerball or Cash Lotto game it represents. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)

#### **Article 3.—INSTANT GAME RULES**

- 111-3-12. Determination of instant prize winners. The following subparagraphs specify how an instant prize winner is determined for instant games:
- (a) The player must remove or "scratch off" the removable layer of material covering the play area to reveal the play symbols and captions. If the designated number of play symbols match, the player wins the prize designated by the rules of the game.
- (b) In any event, only the highest instant prize shall be paid on a given ticket.
- (c) Once a player has collected a prize from a retailer, the player shall not be entitled to any other prize from the lottery whether or not the prize paid by the retailer was less than the prize to which the player was entitled.

(continued)

(d) Only play symbols are used for determination of entitlement to instant prizes. Play symbol captions, validation numbers, agent validation codes, book-ticket numbers, any portion of the display printing and any extraneous materials are not play symbols and shall not be usable or playable to win instant prizes.

(e) In all events, the determination of instant prize winners shall be subject to the general ticket validation requirements set forth in K.A.R. 111-3-13 and the requirements set forth on the back of each instant game

ticket.

(f) An instant ticket is a bearer instrument. The prize payable for an instant ticket shall be paid to the bearer or holder thereof unless the ticket has been signed on the back. Once a ticket has been signed on the back, any prize payable for such ticket shall be paid to the apparent owner of the ticket as evidenced by such signature. The holder of a winning ticket shall sign his or her name on the back of the ticket.

(g) No particular prize may be paid more than once. (h) All instant prizes must be claimed within 180 days following the termination of the game announced by the executive director, or in drawings involving non-winning instant tickets entered in a drawing, within 180 days of the drawing in which the prize was won. Any instant prize not claimed by such date and in the manner specified on the back of each ticket shall be forfeited. If a claim is to be mailed to the lottery, the envelope containing the winning ticket and the claim form, must be postmarked within the 180-day limit noted above.

(i) The right of any person to a prize shall not be assignable, except that payment of any prize may be paid to the estate of a deceased prize winner or to a person designated pursuant to an appropriate judicial order. (Authorized by K.S.A. 74-8710 (b), (c), & (i); implementing K.S.A. 74-8710 (b), (c), & (i) and 74-8720 (b) & (d); effective, T-89-4, Jan. 21, 1988; amended, T-111-4-13-89, April 13, 1989; amended, T-111-3-14-90, March 2, 1990; amended, T-111-10-31-90, Oct. 19, 1990; amended, T-111-12-21-90, Dec. 14, 1990; amended, T-111-8-5-94, July 15, 1994.)

### Article 4.—INDIVIDUAL GAME RULES

111-4-301. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992; amended, T-111-7-9-93, June 25, 1993; revoked, T-111-8-5-94, July 15, 1994.)

**111-4-302.** (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992; revoked July 15, 1994.)

**111-4-303.** (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992; amended, T-111-7-9-93, June 25, 1993; revoked, T-111-8-5-94, July 15, 1994.)

111-4-304. (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992; amended, T-111-7-9-93, June 25, 1993; revoked, T-111-8-5-94, July 15, 1994.)

**111-4-305.** (Authorized by and implementing K.S.A. 1991 Supp. 74-8710(b); effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992; revoked, T-111-8-5-94, July 15, 1994.)

**111-4-306.** (Authorized by and implementing K.S.A. 1991 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; amended, T-111-5-21-92, May 15, 1992; amended, T-111-7-9-93, June 25, 1993; revoked, T-111-8-5-94, July 15, 1994.)

**111-4-307.** (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-6-19-91, June 14, 1991; revoked, T-111-8-5-94, July 15, 1994.)

# RULES FOR INSTANT GAME NO. 77 "HIDDEN TREASURE"

**111-4-594.** Name of game. The Kansas Lottery shall conduct an instant winner lottery game entitled "Hidden Treasure" commencing on or after July 18, 1994. The specific rules for 'Hidden Treasure" are contained in K.A.R. 111-3-1 et seq. and 111-4-594 through 111-4-598. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)

111-4-595. Definitions. The following definitions shall apply to the "Hidden Treasure" instant lottery

game:

- (a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the game area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. On this instant ticket, there are three separate games with game symbols printed in black ink imaged in "WGI Symbol Font 15" with matching captions in "WGI Cap Font." The games are "Match 3 Like Amounts," "Match 'YOUR NUMBER' to any of the 3 'LUCKY NUMBERS,' " and "Match 3 Like Symbols." A game symbol appears in each of six play spots within the "Match 3 Like Amounts" play area, in three play spots is the "Match 'YOUR NUMBER' to any of the 3 'LUCKY NUMBERS'" play area and in three play spots in the "Match 3 Like Symbols" play area. The game symbols for "Match 3 Like Amounts" are \$1.00, \$2.00, \$4.00, \$5.00, \$6.00, 10.00, 20.00, \$100\$ and 20000. For the "Match 'YOUR NUMBER' to any of the 3 'LUCKY NUMBERS' game symbols are \$1.00, \$2.00, \$4.00, \$5.00, \$6.00, 10.00, 20.00, \$100\$, 1, 2, 3, 4, 5, 7, 8 and 9. Game symbols for "Match 3 Like Symbols" are \$1.00, \$2.00, \$4.00, \$5.00, \$6.00, 10.00, 20.00, \$100\$, images of a fish, an octopus, a starfish, a crab and a bottle.
- (b) "Game symbol captions" are the words or portions of words printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

me Sym	bol Match 3 Like	Game Symbol e Amounts	Caption
\$1.00		ONE\$	
\$2.00		TWO\$	
\$4.00	5 1 5 5 1 5 1 1 1 1 1 1 1 1 1 1 1 1 1 1	FOUR\$	
\$5.00	Service Services	FIVE\$	tarian da santa da s Santa da santa da sa
\$6,00		SIX\$	
10.00		TEN\$	
20.00		TWENT	Y
\$100\$		ONE-HU	N
20000		TWEN-TH	OU

Ga

Match Y	OUR NUM	BER' to	any of	the 3 'I	LUCKY	NUMBERS'
and the second second	* .					

\$1.00	ONE\$
\$2.∞	TWO\$
\$4.00	FOUR\$
\$5.∞	FIVE\$
\$6.00	SIX\$
10,00	TEN\$
20.00	TWENTY
\$100\$	ONE-HUN
<b>1</b>	ONE
2	TWO
3	THŔ
4	FOR
5	FIV
7	SEV
8	EGT
9	NIN

#### Match 3 Like Symbols

\$1. ⁰⁰	4	ONE\$
\$2. ⁰⁰		TWO\$
\$4.00		FOUR\$
\$5.∞		FIVE\$
\$6. ⁰⁰		SIX\$
10.∞		TEN\$
20.00		TWENTY
\$100\$		ONE-HUN
Image of a fish		FISH
Image of an octopus		OCTO
Image of a starfish		STRFSH
Image of a crab		CRAB
Image of a bottle	į	BOTTLE
and the second s		

- (c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears on the front of each instant ticket and will be covered by latex.
- (d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 149. The book-ticket number is printed in black ink on the front of each instant game ticket.
- (e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two-letter code printed and appearing in two of six varying locations among the game symbols in the "Match 3 Like Amounts" game. The codes and their meanings are as follows: DD = \$2.00; JJ = \$4.00; KK = \$5.00; BB = \$10.00; NN = \$20.00. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)
- **111-4-596.** Cost of ticket. The price of "Hidden Treasure" instant tickets sold by a retailer shall be \$2.00 each. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)
- 111-4-597. Determination of instant prize winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering each play area to reveal the six game symbols and captions in the

"Match 3 Like Amounts" play area, three game symbols and captions in the "Match 'YOUR NUMBER' to any of the 3 'LUCKY NUMBERS'" play area and three game symbols and captions in the "Match 3 Like Symbols" play area. In the "Match 3 Like Amounts" game, if three of the six concealed symbols match, the player wins the amount shown. In the "Match 'YOUR NUMBER' to any of the 3 'LUCKY NUMBERS'" game, if any of the three concealed symbols in the "LUCKY NUMBERS" play area match "YOUR NUMBERS," the player wins the amount in the prize area for that game each time "YOUR NUMBER" and one of the "LUCKY NUMBERS" match. In the "Match 3 Like Symbols" game, if all three symbols match, the player wins the amount in the prize area for that game.

A player may win up to five times on a single ticket: once in the "Match 3 Like Amounts" game by matching three like amounts; up to three times in the "Match YOUR NUMBER' to any of the 'LUCKY NUMBERS'" game by matching "YOUR NUMBER" to the "LUCKY NUMBERS" up to three times, which entitles the player to win the amount in the "PRIZE BOX" up to three times; and once in the "Match 3 Like Symbols" game. (Authorized by K.S.A. 74-8710(b), (c) and (i); implementing K.S.A. 74-8710(b), (c) and (i) and 74-8720(b) and (d); effective, T-111-8-5-94, July 15, 1994.)

**111-4-598.** Number and value of instant prizes. (a) There will be approximately 2,100,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	
\$2 (gm. 1 or gm. 2 or gm. 3)	84,000	\$ 168,000
\$2 (\$1 + \$1)(gm. 1 + gm 3)	140,000	280,000
\$4 (gm. 1 or gm. 2 or gm. 3)	14,000	56,000
\$4 (\$2 + \$2)(gm. 2 + gm. 3)	42,000	168,000
\$4 (\$2 + \$1 + \$1)(gm. 1 + gm. 2)	56,000	224,000
\$5 (gm. 1 or gm. 2 or gm. 3)	14,000	70,000
\$5 (\$2 + \$1 + \$1 + \$1)(gm. 1 +		
gm. 2)	42,000	210,000
\$5 (\$1 + \$1 + \$1 + \$1 + \$1)(gm. 1	+ **	
gm. 2 + gm. 3)	28,000	140,000
\$10 (gm. 1 or gm. 2 or gm. 3)	14,000	140,000
\$10 (\$5 + \$5)(gm. 1 + gm. 2)	14,000	140,000
\$10 (\$2 + \$2 + \$2 + \$2 + \$2)(gm. 1	+	
gm. 2 + gm. 3)	14,000	140,000
\$20 (gm. 1 or gm. 2 or gm. 3)	14,000	280,000
\$20 (\$5 + \$5 + \$5 + \$5)(gm. 2 +		
gm. 3)	14,000	280,000
\$30 (\$6 + \$6 + \$6 + \$6 + \$6)(gm. 1	+	
gm. 2 + gm. 3)	1,680	50,400
\$40 (\$10 + \$10 + \$10 + \$10)(gm. 1	+	tally aboth
gm. 2)	350	14,000
\$100 (gm. 1 or gm. 2 or gm. 3)	70	7,000
\$100 (\$20 + \$20 + \$20 + \$20 + \$20)	r de la Carlo de Car La carlo de	
(gm. 1 + gm. 2 + gm. 3)	105	10,500
20,000 (gm. 1)	5	100,000
TOTAL	492,210	\$2,477,900

- (b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.
- (c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 74-8710(b), (c) and (f); im-

plementing K.S.A. 74-8710(b); (c) and (f); and 74-8720; effective, T-111-8-5-94, July 15, 1994.)

# RULES FOR INSTANT GAME NO. 78 "3 TIMES LUCKY"

111-4-599. Name of game. The Kansas Lottery shall conduct an instant winner lottery game entitled "3 Times Lucky" commencing on or after July 18, 1994. The specific rules for the "3 Times Lucky" game are contained in K.A.R. 111-3-1 et seq. and 111-4-599 through 111-4-602. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)

111-4-600. Definitions. The following definitions shall apply to the "3 Times Lucky" instant lottery game:

- (a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in WGI Symbol Font 15 with matching captions in WGI Cap Font. A game symbol appears in the "YOUR NUMBER" area and four game symbols appear in the "LUCKY NUMBERS" area within the play area. Each game symbol for this instant game is one of the following: \$1.\infty \$5.\infty 10.\infty 50.\infty \$100\$\$
   \$500\$ and 1 2 3 4 5 6 7 8 9.
- (b) "Game symbol captions" are the words or portions of words, letters or numbers printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
<b>\$1.</b> ∞	ONE\$
<b>\$5.</b> ∞	FIVE\$
10.00	TEN\$
<b>50.</b> ∞	FIFTY
\$100\$	HUNDRED
\$500\$	FIVE-HUN
1.	ONE
2	TWO
3	THR
4	FOR
5	FIV
7	SEV
8	EGT
9	NIN

- (c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears under the latex covering on the front of each instant ticket.
- (d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the front of each instant game ticket.
- (e) "Retailer validation code" means the small letters found under removable covering in the play area of each

instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two-letter code printed and appearing in two of four varying locations among the game symbols in the play area. The codes and their meanings are as follows: CC = \$1.00; DD = \$2.00; EE = \$3.00; KK = \$5.00; BB = \$10.00; GG = \$15.00; NN = \$20.00. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)

111-4-601. Determination of instant prize winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play areas entitled "YOUR NUMBER" and "LUCKY NUMBERS," to reveal the game symbols and captions in the play area. If any of the four numbers under the "LUCKY NUMBERS" area matches the number in the "YOUR NUMBER" area, the player wins the amount shown in the "PRIZE" area. A player can win up to three times the amount shown in the "PRIZE" area on a single ticket. (Authorized by K.S.A. 74-8710(b), (c) and (i); implementing K.S.A. 74-8710(b), (c) and (i) and 74-8720(b) and (d); effective, T-111-8-5-94, July 15, 1994.)

111-4-602. Number and value of instant prizes. (a) There will be approximately 2,100,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
<b>\$1</b>	161,000	\$ 161,000
\$2 (\$1 × 2)	91,000	182,000
\$3 (\$1 × 3)	56,000	168,000
<b>\$5</b> ₹	42,000	210,000
\$10	7,000	70,000
\$10 (\$5 × 2)	7,000	70,000
\$15 (\$5 × 3)	7,000	105,000
\$20 (\$10 × 2)	7,000	140,000
<b>\$50</b>	<b>1,750</b>	87,500
\$100	42	4.200
\$100 (\$50 × 2)	42	4,200
\$500	28	14,000
TOTAL	379,862	\$1,215,900

- (b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.
- (c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 74-8710(b), (c) and (f); implementing K.S.A. 74-8710(b), (c) and (f); and 74-8720; effective, T-111-8-5-94, July 15, 1994.)

# RULES FOR INSTANT GAME NO. 79 "IN BETWEEN"

111-4-603. Name of game. The Kansas lottery shall conduct an instant winner lottery game entitled "In Between" commencing on or after July 25, 1994. The specific rules for the "In Between" game are contained in K.A.R. 111-3-1 et seq. and 111-4-603 through 111-4-606. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)

111-4-604. Definitions. The following definitions shall apply to the "In Between" instant lottery game:

- (a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in "WGI Symbol Font 10" with matching captions in "WGI Cap Font." A game symbol appears in each of the nine play spots within the play area. Each game symbol for this instant game is one of the following: \$1.00 \$5.00 \$10.00 \$100\$ \$2500 2 3 4 5 7 8 9 10 and the first letter of playing cards for "Jack," for "Queen," for "King," and for "Ace."
- (b) "Game symbol captions" are the words or portions of words printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
\$1. ⁰⁰	ONE\$
<b>\$</b> 5.00	FIVE\$
10.00	TENS
30.00	THIRTY
\$100\$	HUNDRED
\$2500	25-HUN
<b>2</b>	TWO
3	THR
4	FOR
5	FIV
7.	SEV
<b>.8</b>	EGT
9	NIN
10	TEN
	JAK
Q	QEN
K	KNG
<b>A</b>	ACE

- (c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears on the front of each instant ticket and will be covered by latex.
- (d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the bottom portion of the front of each instant game ticket.
- (e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two-letter code printed and appearing in two of six varying locations among the game symbols. The codes and their meanings are as follows: CC = \$1.00; DD = \$2.00; EE

= \$3.00; KK = \$5.00; BB = \$10.00; GG = \$15.00. (Authorized by and implementing K.S.A. 74-8710; effective, T-111-8-5-94, July 15, 1994.)

111-4-605. Determination of instant prize winners. An instant prize winner is determined in this "beat the dealer" instant game when the player "scratches off" the removable layer of material covering the play area to reveal the three separate games, each containing a "LOW CARD" area, a "YOUR CARD" area, a "HIGH CARD" area, and a "PRIZE" area. A solid line is imaged between Game 1 and 2, and between Game 2 and 3. "Cards" in one game relate to that game only and not to either of the other two games. A player can win up to three times on a single ticket. If "YOUR CARD" (player's card) is between the dealer's "LOW CARD" and "HIGH CARD" in a single game, the player wins the dollar amount shown in the prize area for that game. "Ace" is the highest card, followed in descending order by "King," "Queen," "Jack," "10," "9," "8," "7," "5," "4," "3," and "2." (Authorized by K.S.A. 74-8710(b), (c) and (i); implementing K.S.A. 74-8710(b), (c) and (i) and 74-8720(b) and (d); effective, T-111-8-5-94, July 15, 1994.)

**111-4-606.** Number and value of instant prizes. (a) There will be approximately 2,400,000 tickets ordered for this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
\$1	184,000	\$ 184,000
\$2 (\$1 + \$1)	120,000	240,000
\$3 (\$1 + \$1 + \$1)	64,000	192,000
<b>\$</b> 5	32,000	160,000
\$10	8,000	80,000
\$10 (\$5 + \$5)	16,000	160,000
\$15 (\$5 ⁺ \$5 + \$5)	16,000	240,000
\$30	800	24,000
\$30 (\$10 + \$10 + \$10)	3,200	96,000
\$100	56	5,600
\$2,500	5	12,500
TOTAL	444,061	. \$1,394,100

- (b) The executive director may terminate the sales of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.
- (c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 74-8710(b), (c) and (f); implementing K.S.A. 74-8710(b), (c) and (f); and 74-8720; effective, T-111-8-5-94, July 15, 1994.)

#### **Article 6.—ON-LINE GAMES**

- 111-6-5. Payment of prizes. (a) Following the drawing for which an on-line ticket was purchased, and prior to the payment of any prize, the claimant shall present the winning on-line ticket to any on-line retailer, or any Kansas lottery office for validation.
- (b) The procedure for payment of a single game prize of \$599, or less, except for a jackpot prize, is as follows:
- (1) The holder of the ticket may present it to any online retailer. If the on-line retailer cannot validate the claim, or if the amount of the claim exceeds \$599, the claimant may obtain and complete a claim form and sub-

(continued

mit it with the ticket to the lottery by mail or in person. Upon validation of the ticket, the retailer shall immediately pay the holder of the ticket.

(2) Prizes payable by on-line retailers shall be paid during all normal business hours of the retailer, provided the on-line system is operational and claims can be validated.

(3) An on-line retailer may pay prizes in cash or by business check, certified check, or money order, or any combination thereof. An on-line retailer who pays a prize with a check which is dishonored may be subject

to suspension or termination of its contract.

(c) To claim an on-line prize of more than \$599, the claimant shall obtain and complete a claim form and submit it with the winning ticket to the lottery's head-quarters in Topeka by mail or in person. Prizes greater than \$599 can only be paid from the lottery's head-quarters in Topeka. Upon determination that the ticket is a winning ticket, the lottery shall process for payment the amount due, less any withholding required by state and federal laws. The amount due shall be calculated according to the rules adopted for the particular on-line game. If the ticket is determined to be a non-winning ticket, the claim shall be denied and the claimant shall be promptly notified.

(d) If the claim is presented to a lottery regional office or to lottery headquarters, the claimant shall complete a claim form regardless of the prize amount and submit it with the winning ticket, either by mail or in person. Upon determination that the ticket is a winning ticket, the lottery shall present or mail a check to the claimant in payment of the amount due, less any withholding re-

quired by state and federal laws.

(e) All prizes must be claimed within 365 days including the first day of the game or the drawing in which the prize was won. In the event the final day of the 365-day period falls on a day lottery headquarters is not open for business or a federal holiday, the claim period will be extended to end on the next business day. Any prizes not claimed within the specified period shall be added to the prize pools of subsequent Kansas lottery games.

(f) If the ticket is determined to be a non-winning ticket, the claim shall be denied and the claimant shall be promptly notified. Non-winning tickets will not be

returned to the claimant.

(g) A validated ticket shall be the only proof of a game play or plays, and the submission of a winning ticket to and receipt of the ticket by the lottery or its authorized retailer shall be the sole method of claiming

a prize.

(h) Claims in excess of \$599 shall not be paid by lottery retailers. The lottery has no obligation to reimburse retailers paying claims in excess of \$599. (Authorized by and implementing K.S.A. 74-8710; effective, T-89-4, Jan. 21, 1988; amended, T-111-12-21-90, Dec. 14, 1990; amended, T-111-7-30-93, July 23, 1993; amended, T-111-8-5-94, July 15, 1994.)

#### Article 7.—CASH LOTTO GAME RULES

111-7-81. Determination of winners. (a) "Club Keno" tickets may be sold every day of the year between

6:00 a.m. and 11:50 p.m. with validations allowed until 12:00 midnight. Upon implementation of software changes, tickets may be sold between 6:00 a.m. and 12:50 a.m. with validation allowed until 1:00 a.m.

(b) The selection of winning numbers shall take place as nearly as possible, at five-minute intervals. The first drawing will be at 6:05 a.m. with subsequent drawings every five minutes thereafter with the last drawing at 11:50 p.m. With the one-hour time expansion specified in subsection (a), the last drawing will occur at 12:50 a.m. All drawings will occur either on the hour or at multiples of five minutes past the hour. If a drawing cannot be held at the scheduled drawing time, the delayed drawing will take place at the next scheduled drawing time. Ticket sales for each drawing will end momentarily immediately prior to the scheduled drawing and then resume for the next drawing without delay. Club Keno wagering will not be inhibited between games. Each game is identified by a 6-digit consecutive game number that is assigned by the central system and the game number(s) for the drawing(s) for which the ticket was purchased will appear on the ticket. In the event a drawing does not occur at the drawing time scheduled, sales for that drawing will remain closed. Sales for the following drawing will remain open until five minutes after the results of the delayed drawing have been posted by the system. Winning game number selections for any games remaining on a player's ticket at the end of daily sales shall take place the next day.

(c) Winning number combinations shall be generated every five minutes through the use of a computer-driven random number generator located at lottery headquarters. The generator shall be satistically analyzed, tested, and certified by an independent qualified statistician for integrity. Periodic checks shall be made to ensure the

randomness of the system at least annually.

(d) The Kansas lottery director of security shall establish the procedures for the operation and security of the random number generator, including the specification of those individuals who shall have access to the system. A security officer shall accompany anyone needing access to the secured area containing the generator for any reason. (Authorized by K.S.A. 74-8710; implementing K.S.A. 74-8710 and 74-8720; effective, T-111-9-1-92, Aug. 28, 1992; amended, T-111-8-5-94, July 15, 1994.)

# Article 8.—PULL-TAB INSTANT TICKET GENERIC RULES

**111-8-4a.** (Authorized by and implementing K.S.A. 1987 Supp. 74-8710 as amended by L. 1988, Ch. 366, §23; effective, T-111-9-30-88, Sept. 30, 1988; amended, T-111-12-1-88, Dec. 1, 1988; revoked, T-111-8-5-94, July 15, 1994.)

Gregory P. Ziemak Executive Director

### Department of Commerce and Housing

#### Temporary Administrative Regulations

### Article 7.—KANSAS COMMUNITY **SERVICES PROGRAM**

110-7-1. Definitions. For the purpose of these regulations, the following terms shall have the meanings provided herein, unless the context clearly indicates otherwise.

(a) "Business firm" means:

- (1) any business entity authorized to do business in the state of Kansas which is subject to the state income tax imposed by the provisions of the Kansas income tax
- (2) any national banking association, state bank, trust company or savings and loan association paying an annual tax on its net income pursuant to article 11 of chapter 79 of the Kansas statutes annotated; or

(3) any insurance company paying an annual tax on its net income pursuant to article 28 of chapter 40 of the "

Kansas statutes annotated.

- (b) "Community service organization" means any organization performing community service in Kansas
- (1) is exempt from income taxation under the provisions of section 501(c)3 of the federal internal revenue code;

(2) is incorporated in the state of Kansas or another

state as a nonstock, non-profit corporation;

- (3) has been designated as a community development corporation by the United States government under the provisions of title VII of the economic opportunity act of 1964; or
  - (4) is chartered by the United States congress.

(c) "Community service program."

- (1) Community service program means a program in which activities are conducted that meet a demonstrated community need and that are designed to achieve one or more of the targets for change identified on pages 23-68 of the report to the 1992 Kansas legislature by the special committee on children's initiatives, entitled "A Blueprint for Investing in the Future of Kansas Children and Families," as filed December, 1991, which is hereby adopted by reference. The targets for change which are set forth in the blueprint include:
  - (A) greater support to children and their families;

(B) invest in young children ages 0-5;

- (C) restructure schools to respond to changing educational and developmental needs of children:
- (D) improve the physical health and mental health status of children;
  - (E) modify service delivery systems;

(F) make business a partner; and

- (G) reduce high risk behavior in children and families.
- (2) Each community service program shall be approved by local planning councils prior to submittal to Kansas department of commerce & housing.

(d) "Crime prevention" means any nongovernmental activity which aids in the prevention of crime in an impoverished area.

(e) The term "health care services" shall include, but not be limited to, the following:

(1) services provided by:

(A) local health departments;

- (B) city, county or district hospitals;
- (C) city or county nursing homes; or

(D) other residential institutions;

(2) preventive health care services offered by a community service organization, including:

(A) immunizations;

(B) prenatal care;

(C) home health care services which enable postponement of entry into nursing homes; and

(3) community-based services, including:

(A) services for persons with a disability;

(B) mental health services; (C) indigent health care:

(D) physician or health care worker recruitment;

(E) health education;

(F) emergency medical services;

(G) services provided by rural health clinics;

(H) integration of health care services;

(I) home health services; and

- (J) services provided by rural health networks.
- (f) "Department" means the Kansas department of commerce and housing (KDOC&H).

(g) "Director" means the director of community development of KDOC&H.

(h) "Proposal" means the act by a nonprofit organization of putting forth a proposed program for carrying out a specific project consistent with the Kansas community services program act, L. 1994, Chapter 38.

(i) "Rural community" means:

(1) any city having a population of fewer than 15,000 located in a county that is not part of a standard metropolitan statistical area as defined by the United States department of commerce or its successor agency;

(2) any city having a population of fewer than 15,000 located in a county defined as a standard metropolitan statistical area, if a substantial number of persons in such county derive their income from agriculture; and

- (3) any city in a county defined as a standard metropolitan statistical area which is the only city in its county that has a population that exceeds 15,000. (Authorized by and implementing L. 1994, Chap. 38, Sec. 5; effective, T-110-9-1-94, Sept. 1, 1994.)
- 110-7-2. Submission of proposals. (a) Each proposal shall be made on an application form prescribed by the department. The department may request any additional information the department determines to be necessary to evaluate a proposal or plan.

(b) A proposal shall be approved by the director for a period of one year. To continue eligibility for tax credit in future years, a new application and current docu-

mentation shall be required.

(c) Proposals shall be accepted for consideration during a specified period which will be announced by the director for the tax year 1994. If tax credits remain from the 1995 state fiscal year another specified period for accepting proposals shall be announced prior to the end of the fiscal year. Future periods in which proposals will

be accepted for consideration shall be announced by the director, as determined by the availability of tax credits.

(1) The program year shall coincide with the state fiscal year for all projects which shall begin July 1 and end June 30.

(2) Proposals may be accepted at other times during

the year at the discretion of the director.

- (d) For each proposal submitted, a prompt reply acknowledging receipt shall be provided to the applicant by the director.
  - (e) Contents of proposals.

(1) Each proposal shall address at least one of the following areas in order to qualify for approval.

- (A) The proposed project shall meet a demonstrated community need related to one or more of the targets for change set forth in "A Blueprint for Investing in the Future of Kansas Children and Families."
- (B) The proposed project shall aid in the prevention of crime in an impoverished area.
- (C) The proposed project shall contribute to health care services.
  - (2) Each proposal shall set forth:
  - (A) the project to be conducted;
  - (B) why the project is needed;
- (C) the estimated amount to be invested in the project;
  - (D) the plans for implementing the project.
- (3) Each proposal shall set forth the following impact measurements of the project.
- (A) The proposal shall estimate the number of individuals who will benefit from the proposed project.
- (B) The proposal shall identify the population group in society which will benefit from this project, including but not limited to women, children, the elderly, or teenage mothers. The proposal shall also set forth historical data on the targeted group that supports the need for services which will be provided by the proposed project.
- (C) The proposal shall describe the community needs the proposed project will benefit, including but not limited to care of the elderly, crime prevention or prevention of teenage suicide.
- (D) The proposal shall address the impact of the project on society, with projected statistical results. (Authorized by and implementing L. 1994, Chap. 38, Sec. 5; effective, T-110-9-1-94, Sept. 1, 1994.)
- **110-7-3.** Review of proposals. (a) Approval or disapproval of each proposal shall be based on the following criteria.

(1) The non-profit organization submitting the proposal shall demonstrate its capability to adequately administer the project.

(O) The state project.

- (2) There shall be a demonstrated need for the program in the area within which the project is to be carried out.
- (3) A proposal which was granted approval for the previous program year, and is being submitted for approval for the current program year shall be evaluated on the performance of the project in the previous year or years, and the continued need for the project.
- (4) An independent audit of the non-profit organization's financial records shall accompany each proposal.

(b) A project shall not be approved if the proposal does not include a written endorsement of the agency of local government or planning council within the area in which the project is to be provided.

(c) Within 90 days after submission, the applicant shall be notified by the director of the disposition of the

submitted proposal.

(d) Only those contributions which are cash contributions shall be eligible for tax credit provided in K.A.R. 110-7-4.

- (e) Each applicant who submits a proposal that is approved shall file an annual report on or before June 30, specifying:
- (1) the amount of tax credit which was utilized in the prior fiscal year;
  - (2) the actual dollars utilized by the project; and
- (3) a complete list of contributors and the amount of each contribution.
  - (f) Selection committee.

(1) There shall be a selection committee comprised of three members appointed by the director.

(2) The selection committee shall review each application and recommend approval or disapproval to the director.

(g) Priority.

(1) In making recommendations for approval or disapproval to the director, the selection committee shall give priority to proposals from nonprofit organizations who solicit cash contributions from business firms that contribute above and beyond the firm's average annual charitable contribution for the preceding three tax years. All other proposals shall be considered equally.

(2) In order to receive approval priority, the non-profit organization submitting a proposal which meets the requirements of paragraph (g)(1) above shall also be responsible for obtaining from the business firm or firms from which contributions were solicited a signed certification form which shall include the following language:

"I (name), as duly authorized representative of (name of firm), do hereby certify that a tax credit will only be claimed for that portion of (name of firm)'s cash donation which exceeds the amount of (name of firm)'s average annual charitable donation for the proceeding three tax years."

(Signature of firm's representative)
(Date)

(Authorized by and implementing L. 1994, Chap. 38, Sec. 5; effective, T-110-9-1-94, Sept. 1, 1994.)

110-7-4. Amount of tax credits. (a) If the proposal has been approved, a tax credit against the tax liability of a business firm shall be granted by the department of revenue. The tax credit shall not exceed 50% of the total amount contributed during the taxable year by the business firm to a community service organization or governmental entity.

(b) The amount of credit shall not exceed 70% of the total amount contributed during the taxable year by the business firm to a community service or governmental

entity in a rural community.

(c) Tax credits shall not be given to a business firm whose contributions are granted for activities that are a part of that firm's normal course of business.

(d) Any tax credit not used for the taxable year the contribution was made may be carried over in succeeding tax years until the total amount of the credit is used.

(e) Tax credit shall not be given for any funds expended or contributions received prior to the approval of the proposal by the director. (Authorized by and implementing L. 1994, Chap. 38, Sec. 5; effective, T-110-9-1-94, Sept. 1, 1994.)

> Bob Knight Secretary of Commerce and Housing

Doc. No. 015345

#### State of Kansas

#### Secretary of State

#### Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited during the month of August 1994, for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

#### **Domestic Corporations**

A & C Farm, Inc., Dodge City, KS. Ann's Laundry and Dry Cleaners, Inc., Kansas City, KS.

Architectural Building Products, Inc., Mission, KS. Armourdale Collectibles & Flea Market, Inc.,

Kansas City, KS.

Aviation Consultants, Inc., Lenexa, KS.

Bauer Floor Co., Inc., Wichita, KS.

Berland Flying Eagle, Incorporated, Abilene, KS

Biekmann Plumbing & Electric, Inc., Linn, KS.

Bio-Electrics, Inc., Kansas City, MO.

Bluestem Development Company, Inc., Emporia, KS.

Braxton Technologies, Inc., Lenexa, KS.

C & H Electrical Supply Co., Leavenworth, KS.

CCC Sale Corporation, Shawnee, KS.

Central Kansas Cotton Cooperative, Inc., Sterling, KS.

Chopsticks, Inc., Hutchinson, KS.

Clough Construction, Inc., Oswego, KS.

Club Benefits, Inc., Overland Park, KS.

Colorado Prime Food Distributors, Inc.,

Las Vegas, NV.

Commodities, Inc., Dodge City, KS.

Computerworks, Inc., Wichita, KS.

Corporate Planning Associates Inc.,

Shawnee Mission, KS.

Cox Enterprises of Wichita, Inc., Wichita, KS.

Dixie and Bob Moses Corporation, Council Grove, KS.

Don Roberts & Associates, Inc., Lenexa, KS.

Double H.L. Farms, Inc., Hugoton, KS.

DS Kids, Inc., Valley Falls, KS.

Flinthills Photo Service, Inc., Emporia, KS.

G B Electric, Inc., Cimarron, KS.

G M K & Associates, Inc., Shawnee Mission, KS.

H.A. Sale Corporation, Shawnee, KS.

Image Management Systems, Inc., Wichita, KS.

Jay's Pool Consultants, Inc., Overland Park, KS.

Jeffco, Inc., Wichita, KS.

Junction City Agri Service, Inc., Junction City, KS.

Kedco Management Corporation, Wichita, KS.

Larry Miller Construction Company, Gladwin, MI.

Leisure Life Marketing, Inc., Wichita, KS.

Mailliards, Inc., Overland Park, KS

Mathews Hardware, Inc., Perry, KS.

Medical Records Consultants, Inc., Overland Park, KS.

Merriam Sertoma Club, Inc., Overland Park, KS.

Mid-States Mansonry, Inc., Olathe, KS.

Midway Auto Supply of Lawrence, Inc.,

Lawrence, KS.

Midwest Handi-Cap Inc., Topeka, KS.

Miller's Department Store, Inc., Lawrence, KS.

Mr. G's, Inc., Topeka, KS.

National Marketing and Distribution, Inc.,

Wichita, KS

National Multiple Sclerosis Society, New York, NY.

Nazarene Aviation Fellowship, Inc.,

Overland Park, KS.

Outdoor Kids, Inc., Kansas City, MO.

Personalized Health Services, Inc., McPherson, KS.

Phoenix Farms, Incorporated, McDonald, KS.

Professional Body Works, Inc., Wichita, KS.

Professional Processing, Inc., Wichita, KS.

Pure Water Corporation, Kansas City, KS.

Reed Corporation, Overland Park, KS.

Renfest, Inc., Bonner Springs, KS.

Robinson & Associates, Inc., Mission, KS.

Robl Farm Supply, Inc., Ellsworth, KS.

Rohling Tire, Inc., Wichita, KS,

Senior Citizens Area Council, Girard, KS.

Show Me Branson, Missouri Tours, Inc.,

Overland Park, KS.

Smith Service, Inc., Liberal, KS.

Specialized Transportation Services, Inc., Merriam, KS.

Specialty Freight by Frye, Inc., Kansas City, MO.

Stark Energy Consulting, Inc., Dodge City, KS.

Stil Smoke, Inc., Stilwell, KS.

Technique Manufacturing, Inc., Hutchinson, KS.

The Abilene Cooperative Association, Abilene, KS.

The Ashland Cooperative Exchange, Ashland, KS.

The Godfried Corporation, Overland Park, KS.

The Idea Factory Corporation, Emporia, KS.

The Ray Beers Clothing Company, Chicago, IL.

Titan Construction, Inc., Olathe, KS.

Triple J. Associates, L.L.C., Leawood, KS.

Trotter Supply, Inc., Topeka, KS.

Vince Berland and Associates, Inc., Abilene, KS.

Wamego Oil, Inc., Junction City, KS.

#### Foreign Corporations

A & K Railroad Materials, Inc., Salt Lake City, UT. American Home Therapies - Kansas City, Inc., St. Louis, MO.

Arrow Distributing, Inc., Omaha, NE. B. Carpenter & Sons, Inc., Kansas City, MO.

(continued)

Barons Real Estate Company, Overland Park, KS. Capital Realty Group Management, Inc., Dallas, TX. Capital Realty Group Properties II, Inc., Dallas, TX. Challenger Tank & Manufacturing Company, Inc., Troup, TX.

Coast Energy Group, Inc., Houston, TX. DII Sale Corporation, Shawnee, KS.

DTK Computer Inc., of Texas, Houston, TX.

Emerald Lawn, Inc., Raytown, MO.

F. Mona, Inc., Des Moines, IA.

Falcon Associates, Inc., Bristol, PA.

Falcon Oil & Gas Company, Inc., Odessa, TX.

Farmers Cooperative Elevator Company, A Nebraska Cooperative, Plymouth, NE.

G. F. Cook Development Corporation, Provo, UT. Glasrock Home Health Care, Inc., Murray Hill, NJ.

House of Hatten, Inc., Austin, TX. Irvin Alan Fabrics, Inc., Grand Rapids, MI. Jack Henry Clothing Company, Chicago, IL.

Lord Cultural Resources Planning & Management Inc.,

Toronto, Ontario, Canada.

MCA Mortgage Corporation, Southfield, MI. Merchant Co-op Mailer, Inc., Omaha, NE.

Midwest P M S, Inc., Gering, NE. Nordic Construction Company, Inc.,

Independence, MO.

Petsmart, Inc., Phoenix, AZ.

Physicians Weight Loss Centers of America, Inc., Akron, OH.

Pro-tect, Inc., Kansas City, MO.

R & S Well Service, Inc., Thermopolis, WY.

Ross Stores, Inc., Newark, CA.

Seifert's Group, Inc., Washington, IA.

Sierra Telcom Services, Inc., Santa Fe, NM.

Sofro Fabrics, Inc., Van Nuys, CA.

Southern Engineering Company, Atlanta, GA.

Southwest Tracor, Inc., Belton, MO.

Special Express Corp., North Kansas City, MO.

St. Andrews Construction Inc., Arlington, TX.

Starostka, Inc., Grand Island, NE.

Sykes Enterprises, Incorporated, Charlotte, NC. Thimbles Specialty Stores Inc., Green Bay, WI.

Ticketmaster-Midwest, Inc., Minneapolis, MN.

Bill Graves Secretary of State

Doc. No. 015341

#### INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the Kansas Register issue in which more information can be found. This cumulative index supplements the index found in the 1993 Supplement to the Kansas Administrative Regulations.

# AGENCY 1: DEPARTMENT OF ADMINISTRATION

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1-5-15	Amended	V. 12, p. 1705
1-5-28	Amended	V. 12, p. 902
1-6-22a	New	V. 12, p. 1706
1-6-23	Amended	V. 12, p. 1706
1-7-4	Amended	V. 12, p. 1707
1-9-5	Amended	V. 12, p. 902
1-9-6	Amended	V. 12, p. 1708
1-9-13	Amended	V. 12, p. 1709
1-9-21	Amended	V. 12, p. 903
1-9-23	Amended	V. 12, p. 903
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1-10-6	Amended	V. 12, p. 1709
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